

Entered -1-11-00 - sb
CL 00L0001 - GWENDOLYN BURNS

CLAIM OF:

DEBORA L. CREECH
through her attorney
Chaundra D. Lewis, Esq.
LEWIS MCCRAY, LLP
 1401 Peachtree Street, NE, Suite 500
 Atlanta, Georgia 30309

For damages alleged to have been sustained from discriminatory treatment while employed with the City from 1983 through November, 1999 at 675 Ponce de Leon Avenue, NE.

THIS ADVERSED REPORT IS
APPROVED

BY:

ROBERT N. GODFREY
DEPUTY CITY ATTORNEY

ADVERSE REPORT

COM. P. S. & LA

DATE 1/16/01

CHAM C. T. Martin

Chia Hong Lou
Bly Wood



OFFICE OF MUNICIPAL CLERK

RHONDA DAUPHIN JOHNSON, CMC
MUNICIPAL CLERK

55 TRINITY AVENUE, S.W.
SECOND FLOOR, EAST
SUITE 2700
ATLANTA, GEORGIA 30335
(404) 330-6033
FAX (404) 658-6103

January 26, 2001

Chaundra D. Lewis
Attorney at Law
1401 Peachtree Street, NE
Suite 500
Atlanta, GA 30309

01-R-0044

RE: Debora L. Creech

Dear Attorney Lewis

I sincerely regret that your client has been adversely affected by the circumstances raised in his/her claim for damages against the City of Atlanta. Your time and patience in this matter has been greatly appreciated.

However, I must notify you that the Atlanta City Council Adopted an Adverse Report on your client's claim at its regular meeting on January 16, 2001. In consultation with the City's Law Department, who conducted an investigation of the situation, the Council has determined that the City cannot accept responsibility for this matter and therefore cannot pay this claim.

If you desire any further information, please contact the City Attorney's Office/Claims Division at (404) 330-6400.

Yours very truly,

Rhonda Dauphin Johnson, CMC
Municipal Clerk

cc: Claims Division/Law Department

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 00L0001

Date: December 27, 2000

Claimant /Victim DEBORA L. CREECH
BY: (Atty) (Ins. Co.) Chaundra D. Lewis, LEWIS MCCRAY, LLP
Address: 1401 Peachtree Street, Suite 500, Atlanta, Georgia 30309
Subrogation: Claim for damage \$ unspecified Bodily Injury \$
Date of Notice: 12/6/99 Method: Written, Proper X Improper
Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X
Date of Occurrence 1983 - 11/99 Place: 675 Ponce de Leon Avenue, NE
Department FIRE Division
Employee involved Disciplinary Action:

NATURE OF CLAIM: The claimant alleges that she encountered discriminatory treatment during employment with the Fire Department. However, claims involving allegations of violations of Title VII should not be investigated by the Claims Division as these claims are within the purview of the Affirmative Action Division of the Bureau of Labor Relations.

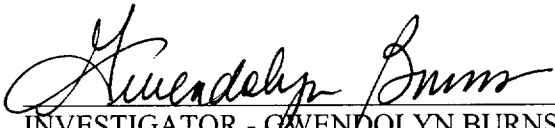
INVESTIGATION:

Statements: City employee Claimant Others Written Oral
Pictures Diagrams Reports: Police Dept Report Other X
Traffic citations issued: City Driver Claimant Driver
Citation disposition: City Driver Claimant Driver

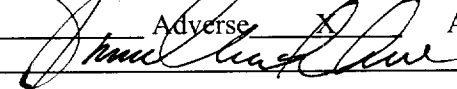
BASIS OF RECOMMENDATION:

Function: Governmental X Ministerial
Improper Notice More than Six Months Other X Damages reasonable
City not involved Offer rejected Compromise settlement
Repair/replacement by Ins. Co. Repair/replacement by City Forces
Claimant Negligent City Negligent Joint Claim Abandoned

Respectfully submitted,


INVESTIGATOR - GWENDOLYN BURNS

RECOMMENDATION:

Pay \$ Adverse X Account charged: 1A01 2J01 2H01
Claims Manager:  Concur/date 12-27-00
Committee Action: Council Action

RCS# 2563
1/16/01
4:18 PM

Atlanta City Council

Regular Session

Claims

MULTIPLE

Unfavorable Items 9-33

01-R-0012	01-R-0023	ADOPT	
01-R-0013	01-R-0024		
01-R-0014	01-R-0025	YEAS:	13
01-R-0015	01-R-0026	NAYS:	0
01-R-0016	01-R-0027	ABSTENTIONS:	0
01-R-0017	01-R-0044	NOT VOTING:	3
01-R-0018	01-R-0045	EXCUSED:	0
01-R-0019	01-R-0047	ABSENT	0
01-R-0020	01-R-0048		
01-R-0021	01-R-0049		
01-R-0022	01-R-0050		
	01-R-0051	01-R-0052	

NV McCarty	Y Dorsey	Y Moore	Y Thomas
Y Starnes	Y Woolard	Y Martin	Y Emmons
Y Bond	Y Morris	Y Maddox	Y Alexander
Y Winslow	Y Muller	NV Boazman	NV Pitts

MULTIPLE